

**CONSENT AGENDA  
JULY 26, 2010**

**A. APPROVAL OF MINUTES**

**1. SUBJECT: APPROVAL OF MINUTES DATED APRIL 26, 2010**

**ISSUE/PURPOSE:** The above listed minutes are before the Board for approval. See TAB C.

**B. APPROPRIATIONS AND TRANSFERS**

**1. SUBJECT: COUNTY ATTORNEY – TRANSFER FROM GENERAL CONTINGENCIES (Balance in General Contingencies before approval of the resolution is \$371,400)**

**A-FY-11-  
COUNTY ATTORNEY  
TRANSFER FROM GENERAL CONTINGENCIES**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

**FROM:**

950 General Contingencies (\$20,000)

**TO:**

120 County Attorney \$20,000

Said resolution transfers funds from General Contingencies to the County Attorney to cover the cost of professional services.

**ISSUE/PURPOSE:** Transfer funds from General Contingencies to the County Attorney.

**JUSTIFICATION:** This resolution transfers \$20,000 from general contingencies to provide the funding necessary to cover the cost of professional services for the County Attorney. Sufficient funds do not exist in the budget to cover these costs.

**2. SUBJECT: COMMONWEALTH'S ATTORNEY  
FORFEITED ASSET SHARING PROGRAM**

**A-FY-11-  
COMMONWEALTH'S ATTORNEY  
FORFEITED ASSET SHARING PROGRAM**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

|     |                         |       |
|-----|-------------------------|-------|
| 200 | Commonwealth's Attorney | \$817 |
|-----|-------------------------|-------|

The source of the funds for the foregoing appropriation is as follows:

|                        |               |       |
|------------------------|---------------|-------|
| <u>Revenue Account</u> |               |       |
| 419104                 | Confiscations | \$817 |

Said resolution appropriates monies received as part of the Forfeited Asset Sharing Program from the Department of Criminal Justice Services.

ISSUE/PURPOSE: Appropriate Forfeited Asset Sharing Program funds.

**JUSTIFICATION:** This money was seized from cases investigated by the Montgomery County Drug Task Force and prosecuted by the Commonwealth Attorney's office as a participant of the Department of Criminal Justice Services' Forfeited Asset Sharing program. These funds must be used for law enforcement purposes only and may not be used to supplant existing funding.

**3. SUBJECT: SCHOOL CAPITAL PROJECTS – BOND PROCEEDS APPROPRIATION**

**A-FY-11-  
SCHOOL CAPITAL PROJECTS  
BOND PROCEEDS APPROPRIATION**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ended June 30, 2011, for the function and in the amount as follows:

|                                      |                   |
|--------------------------------------|-------------------|
| Eastern Montgomery Elementary School | \$ 134,335        |
| Price's Fork Elementary School       | \$ 7,500,000      |
| Green Energy Projects                | \$ 5,500,000      |
| Issuance Costs                       | <u>\$ 235,665</u> |
| Total                                | \$13,370,000      |

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

19-413303 Bond Proceeds – Qualified School Construction Bonds \$13,370,000

Said resolution appropriates the bond proceeds from the Qualified School Construction Bond issuance for a portion of the construction of Eastern Montgomery Elementary School, for a portion of the construction of the Price's Fork Elementary School, Green Energy Performance Projects, and the cost of issuance.

**ISSUE/PURPOSE:** Appropriate Qualified School Construction Bonds for Eastern Montgomery Elementary School, Price's Fork Elementary School, and Green Energy Performance Projects.

**JUSTIFICATION:** On May 10, 2010 the Board of Supervisors approved issuing Qualified School Construction Bonds to cover a portion of the construction of Eastern Montgomery Elementary School, a portion of the construction of the Price's Fork Elementary School, and for Green Energy Performance Projects. The proceeds were received on July 8, 2010. This resolution appropriates those proceeds for expenditure.

**C. PERFORMANCE AGREEMENT**

1. **SUBJECT: PERFORMANCE CONTRACT  
NEW RIVER VALLEY COMMUNITY  
SERVICES - FY 2011**

**R-FY-10-  
RESOLUTION ACKNOWLEDGING RECEIPT  
OF THE NEW RIVER VALLEY COMMUNITY SERVICES  
FY 2011 PERFORMANCE CONTRACT**

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia acknowledges receipt of the New River Valley Community Services Board Performance Contract for Fiscal Year 2011.

BE IT FURTHER RESOLVED, The Montgomery County Board of Supervisors makes no comment regarding the performance contract for the New River Valley Community Services Board for Fiscal Year 2011.

ISSUE/PURPOSE: Acknowledge receipt of the New River Valley Community Services FY 2011 Performance Contract.

JUSTIFICATION: As in past years, the complexity of the Contract inhibits a full analysis of the commitments the County may be making by endorsing this plan. Whether endorsed by the Board or not, the Commonwealth will implement the contract after September 30, 2010. In the past, we have elected not to formally adopt the plan. See TAB **D** for a copy of the performance contract and letter from the NRV Community Services Executive Director.